

09-15-03 Image

1764

PATENT 030403-1 (formerly T268.12-0048)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit: 1764

Examiner:

In re application of:

Schmidt et al.

VIAL HANDLING SYSTEM WITH IMPROVED

MIXING MECHANISM

Serial No.:

09/803,405

Filing Date:

March 9, 2001

INFORMATION DISCLOSURE STATEMENT

September 12, 2003

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Commissioner:

Applicants, in accordance with the duty of disclosure pursuant to 37 C.F.R. § 1.56, hereby advise the United States Patent and Trademark Office of the references listed on the accompanying Form PTO/SB/08 *Information Disclosure Statement by Applicant* (substitute for Form 1449A/PTO). A copy of each of the cited references is herewith enclosed.

Express Mail Number <u>ER524410202US</u>

Date of Deposit September 12, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Applicants note that although the cited references may be relevant to the examination of the above-referenced application, under 37 C.F.R. § 1.97(h), the filing of this *Information*Disclosure Statement by Applicant "shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56(b)."

Applicants further note that the filing of this *Information Disclosure Statement by Applicant* is not an admission that the references cited herein constitute prior art under 35 U.S.C. §§ 102-103 with respect to the captioned application.

Pursuant to 37 C.F.R. § 1.97(b)(3), Applicants submit that no fee is necessary for consideration of this *Information Disclosure Statement by Applicant*. Nevertheless, the Commissioner is hereby authorized to charge any additionally required fees deemed necessary for consideration of this *Information Disclosure Statement by Applicant* to Account No. 11-1110.

Respectfully submitted,

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PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

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Substitute for form 1449A/PTO			Application Number	09/803,405		
			Filing Date	March 9, 2001		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Schmidt		
			Art Unit	1764		
			Examiner Name			
(use a	s many sheets	as necessary				
Sheet	1	of 2	Attorney Docket Number	030403-1 (T268.12-0048)		

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Wher Relevant Passages or Releva	
IIIIIais	, , , ,	Number - Kind Code ² (if known)			Figures Appear	
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Substitute for form 1449A/PTO				Complete if Known		
				Application Number	09/803,405	
				Filing Date	March 9, 2001	
INFOF	INFORMATION DISCLOSURE STATEMENT BY APPLICANT			First Named Inventor	Schmidt	
STATI				Art Unit	1764	
				Examiner Name		
(use as	(use as many sheets as necessary)					
Sheet	2	of	2	Attorney Docket Number	030403-1 (T268.12-0048)	

NON PATENT LITERATURE DOCUMENTS							
Examiner Cite No.		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published					
		United States Patent Application No. 09/803,407 filed March 9, 2001. (Attorney Docket No. 030403-2)					
		United States Patent Application No. 09/803,412 filed March 9, 2001. (Attorney Docket No. 030403-3)					
		United States Patent Application No. 09/803,414 filed March 9, 2001. (Attorney Docket No. 030403-4)					
		United States Patent Application No. 09/803,721 filed March 9, 2001. (Attorney Docket No. 030403-5)					

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